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September 21, 2006

By Hand Delivery

Honorable Vernon A. Williams
Secretary
Surface Transportation Board
1925 K Street, N.W.
Washington, D.C. 20423-0001



Re: STB Ex Parte No. 646 (Sub-No. 1) -- Simplified Standards for Rail Rate Cases

Dear Secretary Williams:

On behalf of our clients, Norfolk Southern Railway Company ("NS") and CSX Transportation, Inc. ("CSXT"), we write to register our concerns about the request for workpapers underlying the Board's July 28, 2006 Decision in this proceeding, contained in a letter from counsel for The National Industrial Transportation League ("NITL") dated September 13, 2006.

We do not wish to burden the record with unnecessary repetition and therefore adopt the objections contained in the September 20, 2006 letter to the Board by counsel for BNSF regarding the NITL workpaper request. Stated simply, NS and CSXT share BNSF's concerns about the possible disclosure of Waybill Sample data, especially unmasked revenue data that the Board may have used in connection with its development of Table 2 to its July 28, 2006 Decision. The Board's longstanding policy of not disclosing such highly confidential data should not be circumscribed in the guise of a "workpaper" request. Similarly, NS and CSXT were parties to several recent SAC cases in which data regarding construction costs, produced by NS and CSXT pursuant to strict confidentiality agreements and protective orders, appear to have been used by the Board for purposes of calculating average or total costs for various categories of construction expenses detailed in Appendix A to the Decision. To the extent that the workpapers requested by counsel for NITL contain or would reveal such data, NS and CSXT object to their production.

Thank you for your consideration of these views of NS and CSXT. Please direct any questions regarding this matter to the undersigned.

Sincerely,

G. Paul Moates

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